

I hereby certify I hereby certify that this is being faxed to:  
Assistant Commissioner for Patents, Washington, D.C. 20231,  
Attn: EX. M. Tung, at (703)305-7401 on December 18, 1998.

Date: December 18, 1998

By:

*Edwin P. Ching*  
Edwin P. Ching

PATENT/DX0686

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Examiner: M. Tung

5 Daniel M. GORMAN, et al.

Art Unit: 1644

Serial No.: 09/989,362

10 Filed: December 12, 1997

PRELIMINARY AMENDMENTFor: MAMMALIAN CELL SURFACE  
ANTIGENS; RELATED  
REAGENTSPalo Alto, California 94304  
December 18, 199815 Assistant Commissioner for Patents  
Washington, D.C. 20231

Honorable Sir:

20 Prior to receipt of any written Office Action on this case,  
Applicants file the present Preliminary Amendment.AMENDMENTS

IN THE CLAIMS:

25 Please cancel Claims 7-10, 17, and 18-20.

Please amend claims 1-6, 11, and 14-16 as follows:

1. A [composition of matter] polypeptide selected from the  
group consisting of:

- 30 a) a substantially pure or recombinant 499E9 [protein or  
peptide] polypeptide exhibiting [at least about 85%]  
100% sequence identity over a length of at least [about]  
12 contiguous amino acids to SEQ ID NO: 2;
- b) a natural sequence 499E9 of SEQ ID NO: 2; [or] and
- 35 c) a fusion protein comprising 499E9 sequence.
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